

Filed

DEC 03 2012

RICHARD W. WIEKING  
CLERK, U.S. DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE

UNITED STATES OF AMERICA  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA,  
  
Plaintiff,  
  
v.  
  
STEVEN LEE VARGEM,,  
  
Defendant(s).

729 EJD  
Case No. CR 10-0524 DLJ  
~~PROPOSED~~ PRELIMINARY  
ORDER OF FORFEITURE

Having considered the application for a preliminary order of forfeiture filed by the United States, the entire record, and good cause appearing,

IT IS HEREBY ORDERED that the following property is forfeited to the United States:

a. one Heckler and Koch model SP89 9mm pistol, serial number 21-15341.

pursuant to Title 18, United States Code, Section 984(d).

IT IS FURTHER ORDERED that the United States, through its appropriate agency, shall seize the forfeited property forthwith and publish on www.forfeiture.gov, a government website for at least thirty days, notice of this Order, notice of the government's intent to dispose of the property in such manner as the Attorney General may direct and provide notice that any person,

1 other than the defendant, having or claiming a legal interest in the property must file a petition  
2 with the Court and serve a copy on government counsel within thirty (30) days of the final  
3 publication of notice or of receipt of actual notice, whichever is earlier.

4 IT IS FURTHER ORDERED that, the government may conduct discovery in order to  
5 identify, locate or dispose of property subject to forfeiture in accordance with Rule 32.2(b)(3) of  
6 the Federal Rules of Criminal Procedure.

7 IT IS FURTHER ORDERED that this Court retains jurisdiction to enforce the  
8 Preliminary Order of Forfeiture, and to amend it as necessary, pursuant to Federal Rule of  
9 Criminal Procedure 32.2(e).

10 IT IS FURTHER ORDERED that, pursuant to Rule 32.2(b)(3) of the Federal Criminal  
11 Rules of Procedure, this Preliminary Order of Forfeiture shall become final as to the defendant at  
12 the time of sentencing and shall be made part of the sentence and included in the judgment.

13 IT IS SO ORDERED this 3 day of December 2012.

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EDWARD J. DAVILA  
United States District Judge